IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 21256 of 2004

Between:

1 Nadapana Ranga Rao, S/o Suryanarayana,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
2 Nadapana Mohan Rao, S/o Narasimhaiah,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
3 Chegondi Veeraswamy, S/o Narasimhaiah,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
4 Balla Narasimha Rao, S/o Dhana Raju,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
5 Nadanpana Satyanarayana, S/o Satyanarayana,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
6 Nadapana Venkateswara Rao, S/o Satyanarayana,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
7 Nadapana Siva Ramakrishna Narasimha Rao, S/o Satyanarayana,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
8 Nadapana Basavayya, S/o Venkata Ratnam,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
9 Nadapana Subbarayudu, S/o Subbarayudu,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
10 Nadapana Venkata Subba Rao, S/o Subbarayudu,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
11 Nadapana Satyanarayana, S/o Subbarayudu,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
12 Nadapana Subba Rao, S/o Challalu,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
13 Nadapana Ranga Rao, S/o Purushotham,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
14 Inti Satyanarayana, S/o Suranna,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
15 Nadapana Kanaka Durga Rao, S/o Narasimha Murthy,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
16 Chegondi Satyanarayana, S/o Samba Murthy,
R/o Tillapudi Village, Palakol Mandal, West Godavari District

17 Nadapana Veera Venkata Satyanarayana, S/o Venkanna,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
18 Pulaparthi Suryanarayana, S/o Narasimha Murthy,
R/o Tillapudi Village, Palakol Mandal, West Godavari District
19 Nadapana Satyanarayana, S/o Raja Rao,
R/o Tillapudi Village, Palakol Mandal, West Godavari District

..... PETITIONER(S)

AND

1 The District Collector, West Godavari District at Eluru
2 The Mandal Revenue Officer, Palakol, West Godavari District
3 The Tillapudi Gram Panchayat, Tillapudi, Palakol Mandal, West Godavari District rep.by its Secretary.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in trying to evict the petitioners from their possession and enjoyment of the land in R.S.No.140/A, 141/1A and 20/13 of Tillapudi Village, Palakol Mandal, West Godavari District, as illegal, arbitrary, unjust and against the principles of natural justice and consequently direct the respondents not to interfere with the petitioners possession and enjoyment of the land in R.S.No.140/A, 141/1A and 20/13 of Tillapudi Village, Palakol Mandal, West Godavari District

For the Petitioner:MR.POLISETTI RADHA KRISHNA , Advocate

For the Respondents: GP FOR REVENUE

The Court made the following :

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 21256 of 2004

Oral order

The petitioners claiming to be the landless poor persons filed the present writ petition seeking a direction not to dispossess them from their respective land in RS No.140/A, 141/1A and 20/13 of Tillapudi village, Palakol Mandal, West Godavari District and not to interfere with their possession and enjoyment of the said land..

It is stated that notice of eviction under Sec. 6 of the Land Encroachment Act, 1905 has already been issued in the year 2003.

Having regard to the fact that notice of eviction has already been issued, this writ petition is disposed of permitting the petitioners to file an appeal against the said notice within two (2) weeks from to-day. On filing such appeal, the respondents shall dispose of the same in accordance with law. Status-quo with regard to the possession shall be maintained for a period of two (2) weeks from to-day.

The writ petition is accordingly disposed of.

17-11-2004

Note: Issue CC tomorrow

(BO)

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To

1 The District Collector, West Godavari District at Eluru
2 The Mandal Revenue Officer, Palakol, West Godavari District
3 The Tillapudi Gram Panchayat, Tillapudi, Palakol Mandal, West Godavari District represented .by its Secretary

4. 2 CCs to the Govt., Pleader for Revenue, High Court Buildings, Hyderabad(OUT)

5. 2 CD copies